(66)

App. F. IX-4

1929 (Leader)

File No. 140-29

Serial Nos. 6

Previous References
Home 65-29-1
Mysore 200-37 (1-4)

Letter References.
Rev 8-37-7, 15, 17
" 8-37-21-22
Law 97-39 (1-13)

Preserve
M
31/1/43

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. one

Part B for November 1937

SUBJECT.

OS 17/29-30 on the file of the Dist. Judge, Shimoga (Reg. Recommendation re Govt. and another).

WD 0418—GPB—22,500—29-8-36

M Iyengar
8/11/37

App. F. [III—2]

General and Revenue Secretariat | File No. 140 of 1929.

Serial No.

Summons & Show Cause notices in O.S. 17 of 29-30 on the file of the Dt Judge, Shimoga, a suit for declaration of plaintiff's title to the Byrapatalli village, Harihar Sub Taluk, an inam for Pirana service, and for inj etc.

Hqdale 4/5 5.30

1) The Summons & the notice have to be signed by the Chief Secy and returned to the Court. Draft returning put up.

2) An ad interim inj order is passed & the same has to be intimated immediately to the Revr Court & the D.C. Chitaldrug, so that the plaintiffs' possn may not be disturbed. The PP, Shimoga, is to be requested to appear in the case & oppose the inj order & prepare a draft SC under instrns of the Revr Dept. Drafts put up.

MP 4/4/30 4/4

3) Submd for signature. Draft & papers put up today also the Inward dated 2/4 4/4

Mr Daly

4) MM 4/4

CHIEF SECRETARY. 4 APR. 1930

2. The District Judge, Shimoga P 5336 / 4-4-30 returning the Summons & notices

Note—Contn. Sheet

WD 066—GPB—80,000—26-7-26

4779

App. F. III—2]

General and Revenue Secretariat | Law File No. 140 of 1929

Serial No.	
3	The Murarai Com PS 337 / 4·4·30 requesting him to issue necessary instructions to give effect to the and interim order of injn passed by the Dl Judge. Copy to the D.C. Chittaldrug PS 338
4	The Public Prosecutor Shimoga PS 339 / 4·4·30 requesting him to appear in the case and oppose the grant of temp: injn prayed for and to prepare a w.s. under instns from the Govt Deptt & forward the same to this office—

Sec A
Pard
15/4

Note—Contn. Sheet

WD 066—GPB—80,000—26-7-29

48.36 pg

D. 1618 (3)

App. F. III—2]

General and Revenue Secretariat — File No. — of 192

Serial No.

Telegram from Rajhavendrachar states that the Hon: Judge Shimoga granted injunction against possession against Sriram Byramahally, Harihar taluk and prays orders staying sale tomorrow by Asst: Commr -

5) The connected file Misc: 200-27 etc put up for D: 1037 which has been transferred to the Prohi: Br. on 21.3.30

6) The Prohi: Br. may kindly put up the file which is required for this immediately.

Submitted with receipts
Typed 4/4
Issued 4/4

Received at 4.45 p.m.
4/4

3) The file has just been submitted with the necessary drafts (D No: 4773/B)
4/4/30

4) The drafts issued today
4/4.

4.55 P.M.
4/4/30
4/4

5) The drafts in the connected file were issued yesterday. This may be sent to Hear Br for perusal & return.
5/4/30

Note—Contn. Sheet

WD 056—GRB—80,000—26.7-29

9) 4/4

4826 p

1048/622

4

App. F III—27

General and Revenue Secretariat

Mnz. File No. of 192

Serial No.

Petition dated 4/7/30 from the disciples of Sri Harihareswara Swami representing that the Inam lands of Byjanahalli have been put up to auction and pray that the proceedings may be ordered to be finished through as one party is agitating against the sale being conducted

10. The telegram from Raghavendrachar praying for orders staying sale of the inam lands and another petition from certain residents of Harihar requesting that sale may be proceeded with are herewith submitted for orders

11 The threatened suit has been awaited in accordance with the L.R's opinion vide notes in the File Law 85-29.

12 The application for re-purchase of these lands ... advised to be opposed.

A

12803/574

Note—Contd. Sheet

WP 566—GPB—80,000—26-7-29

6037

14

9/4/30

246 5
P

General and Revenue Secretariat | (a) File No. 140 of 1929 | App. F. III—2]

Serial No.	
1	~~Letter~~. Letter dated 11th July 1930 from the PPr. Shimoga forwarding the entire record Connected with O.S. 12/29-30 (Sundarabai vs Govt). 15) This may be sent after the written Statement promised in the letter (P.D.) is received DM 14/7
5	Letter no 16 dated 12th July 1930 from the PPr. Shimoga, forwarding a dft written Statement in O.S. 17/29-30 (Sundarabai vs Govt) on the file of Dist. Judge's Court Shimoga. 16) The Suit is for declaration of plaintiff's right to the Suit land as a permanent occupant & for inj. unction — During the Inam Settlement of 1865 it has been held to be a Devadaya & as such Civil courts are bound to treat it as Devadaya — The plea of adverse possession cannot stand & the Suit appears to be barred ~~the draft written~~ under Sec 40 of Reg VII of 1927. 17) The draft W.S. sent by the PPr, Shimoga takes up all the points except the one of want of jurisdn by Civil Cts. This has been now added as para 10 in the draft — 18) In paras 3 & 7 of the draft the portions marked in brackets are argumentative & may perhaps be

Note—Contn. Sheet

wn 02328—GPB—10.000—

6

P 2006 299

File No. of 192 General and Revenue Secretariat

Serial No.

Memorandum –

19) If approved, the draft as revised will be put typed & submitted to the Secy for signature –

Legal Asst. DNP 22/7

20) Yes. M. 22/7

21) For favour of signature to the written statement

Chief Secy. DN 23.7.

22) NM 23/7

23) Draft returning the W.S & records to the PPr, put up for approval.

Legal Asst DNP 24/7

24) Approved M. 24/7

To

The PPr. Shimoga

Letter no 604 dated 24-7-30 forwarding a revised written statement.

Dated 4.8.30

Typist

Three four copies of the W.S. (7) may kindly be made ready to me today

CHIEF SECRETARY 23 JULY 1930 DNP 23/7/30

Sec B DNP 30/7/30.

Note–Contn. Sheet

145/ 1850 7

App. F. III—2]

General and Revenue Secretariat

File No. 140 of 1929

Serial No.	
	Letr. No 81 dated 4th Aug 1930 from PPr. Shimoga stating that the written Stt. in the Case Re: O.S. 87/29-30 (Sundara bai & Ors) was filed, and the Case stands adjourned to 22.8.30 for reply 25) This may be kept in Suit B. MP 6/8.
	Letter no 150 dated 10th Sept 1930 from the PPr. Shimoga stating that as the ptf was not ready with the replies on 9.9.30, the Case stands adjourned to 10.10.30 for the same purpose. 27) For perusal TSD 13/9 28) Await the receipt of the Copy of the issues. MP 8/9
Suit B. TSD 15/9 MP 15/9	
	Letr no. 213 dated 10/11 Oct 1930 from the PPr. Shimoga stating that the ptf has filed the replies to the O.St., and the Case stands adjourned to 6.11.30 for settlement of issues and their argument on the ptf's application for temporary injunction 29) Receipt of a Copy of the issues & result of arguments on the appln for temp. injn framed may be awaited TSD 15/10 30) For perusal Regd A. 31) MP 15/10. 24/10

Note—Contn. Sheet

Suit B

WD 02328—GPB—10,000—22-4-30

TSD 25/10. MP 25/10

MP 25/10

Serial No.

Letter no. 281 d 21st nov 1930 from the PPr. Shimoga intimating that the Case stands adjourned to 20.11.30. for framing of issues, and that the pfs's application for temporary injunction will also be argued on that day.

22) await further report

DRM 25/11

Sus B

TSD 27/11

DRM 27/11

Letter no. 300 dated 29th nov 1930 from the PPr. Shimoga intimating that the Case stands adjourned to 15.12.30 on account of Chittaldrug Sessions.

33) for perusal

TSD 2/12

34) DRM 2/12

Sus B

TSD 3/12

DRM 4/12

Letter no 353 dated 20th dec 1930 from the PPr. Shimoga informing that the Case stands adjourned to 12.1.31 for framing of issues.

35) for perusal

TSD 24/12

36) Please have these entered up in the Register of Writs, so that it may always be up to date

DRM 24/12

Sus B

TSD 24/12

DRM

Note–Contn. Sheet

✓450 4080 3484 9

General and Revenue Secretariat | File No. | of 193 | App. F. III—21

Serial No.

Sur B 17/1

Letter no 391 dated 14th Jan 1931 from the PPr. Shimoga informing that the Case is posted to 2.2.31 for settlement of issue, and that the parties application for injunction will also be argued on that day.

37) for perusal

TSD 16/1

38) RNP 16/1

17

Letter no 455 dated 16th Feb 1931 from the PPr. Shimoga stating that issue were framed on 2.2.31 and the Case is posted for argument on question of law to 16.3.31

Sur B TSD 19/2

39) A copy of the issues framed in the Case may be availed

TSD 16/2

40) PR RNP 18/2

Letter no 576 dated 21.3.31 from the PPr. Shimoga forwarding a certified copy of the issue framed in the Case.

41) Subt for perusal

TSD 24/3 42) The case is adjd to 16.6.30 for arguts on legal Pr points of law—

RNP 24/3

43) P.M. 28/3

Sur C TSD 28/3

Sur B 46 RNP 30/3

44) Please call for a report as to what happened to this case on 8.7.31 the date to which it was posted for arguts on preliminary points of law.

NOTE—Contn. Sheet

WD 02553—30,600—GPR—8-7 30

RNP 23/7

45) Dft: pur ur fr pps

TSD 24/7 46) Issue RNP 24/7

Sur A RNP 24/7

Vol 764 516

File No. 198 of 198 | General and Revenue Secretariat

Letter no 29 dated 25th July 1931 from the Shimoga intimating that the Case stands adjourned to 4th Aug'31 for argument on the ptf's application for temporary injunction and legal ones

47) Subn for perusal.
further reports may be awaited.
TSD 30/7

48) Subn B file 1578
DMP
30/7

Letter no. 49 dated 14.8.31 from the PAR Shimoga informing that the Case stands posted to 26th Sept. 1931.

49) Subn for perusal.
TSD 17/8.

50) Subn B file 2079
DMP
17 8

Adjd to — 15.10.31
29.10.31
Posted to — 1st Dec '31.

DMP 12/11

Posted to 15.1.1932
Subn for perusal.

Subn B

DMP
4/12

4/12

51) Subn with a draft for the report

TSD 28/1

52) Issue
DMP 28/1/32

4234 of 29/1/32

TYPING SECTION
28 JAN 1932
GENL. & REV. SECT.

O.S. 17/29-30 Dist. Ct. Shimoga
(Sundar Lal vs Govt) 1568

General and Revenue Secretariat | File No. | of 193 | [App. F. III—2

Serial No.

Posted to 7.3.32
8.7.32
3/4-10-32

From,

The PBr. Shimoga

no. 100 dated 12.9.32 requesting to send several copies of certain Govt. orders and other records before the next date of hg. 3.10.32.

53) This is a Suit for a declaration of the plaintiff's title to the Suit land as a permanent occupant

Date of hg 3.10.32

54) The records required by the PBr for his reference are noted in para 3 and 4 of the P.L.D. The Dy. Commr Chitaldrug may perhaps be requested to do the needful.

55) Subd for orders.

ISD 16/9.

56) Yes
A 16/9

57) Put up a draft to the Munsif & to the D.C. Chitaldrug forwarding PBr's letter & requesting them to furnish the necessary papers required before the date of hg viz 3.10.32. Copy to PBr
MP
19.9.32

58) Dft put up accordingly

ISD 19/9

59) Issue as revised
MP
19.9

Issued vide P. 1700-01-02 dated 20.9.

TYPING SECTION * 19. SEP. 1932 * GENL. & REV. SECTT.

NOTE—Contn. Sheet.

Sec B
21/9/32

WD 70—GBPM—60,000—13-8-31.

12

Cr. 17/1930 – Dist. Sp. Shimoga

C Raghavendrachar & another Vs Govt & Sundries

File No. Laws 140 of 1932

General and Revenue Secretariat

From,

The D.C. Chitaldrug

No. As. 880/1930 dated 9th Nov 1932 requesting copies of certain G.Os required in Connection with the above Case

No. As. 880/1930 dated 16.11.32 forwarding a list of certain old records required

TYPING SECTION * 3 DEC 1932 * GENL. & REV. SECTT.

(a) The only G.O. that can be traceable is No. 3233 dated 26th Sept 1879. The D.C. may be requested to address the Hon. Comr in the matter and obtain the required records if they are available there.

Dft Subd for appl.

ISD 3/12

(b) ISBna 3/12/32

Date of Dy 13.12.32

To,

The D.C. Chitaldrug

No. P. 3144 dated 6th Dec 1932 enclosing a Copy of the G.O. dated 16th Nov 1932 and stating that of the full refs are given further attempts will be made to trace the orders.

Sub B (3-1-33)

ISD 7/12/32

O. S. 17/29-30 of C. Shimoga 6961/13
(Raghavendrachar v/s Govt)

[App. F. III—2

General and Revenue Secretariat

Law File No. 140 of 1929

Serial No.

From

The P. P., Shimoga

Forwards Vakalat for the signature of the Chief Secretary, Govt and a copy of the Statement filed by the Sundarabai.

62) The 1st plaintiff Sundara Bai ~~respondent~~ has filed a further Statement (Vide Flag I). The same is submitted for perusal.

63) The P. P. Shimoga has forwarded a Vakalat (Flag Q) for favour of Chief Secretary's signature. Since there has been a change of P. P. of Shimoga, it is necessary to file fresh Vakalat by the present P. P. The Vakalat may be submitted for favour of Chief Secretary's signature

Submitted.

11/6

64) For favour of signature to the Vakalat (Flag Q)

BNR 11.6.37

Chief Secy) 65) Signed

MS 12/6

66) Draft returning

BNR 12.6

67) Subd with a dft returning.

14/6

68) Issued

BNR 14.6

Issued no P. 6969, dt 14-6-37

CHIEF SECRETARY. * 11. JUN. 1937 * GOVT. OF MYSORE.

NOTE—Confn. Sheet.

WD 70—GBPM—60,000—13-8-31

Sec C 15-6-37

O.S. 17/29-30 ot. ct. Chinga 24783/

14 (Rajakendrachar & another vs Govt & Sundarapani)

Law File No. 140 of 1929 | General and Revenue Secretariat

From

The Mag: Commr

Letter no. C. 325/32-33, dy 12-7-37

Reports that the 9 witnesses have so far been examined for the plaintiffs and that the case stands posted to 12-7-37, and states that he has sanctioned a sum of Rs 100/- to meet the Costs of the Suit.

69) Mag: Commr's letter (P.U.D.) is submitted for perusal.

Sec C
14-7-37

70) BMR
14.7

14/7

77) A dft-reminder is put up

16/9/37

72) DSSha
BMR
16.9

Issued Nop 1600 dy 17/9/37 Sec-A

O. S. 17/29-30 Dt. Ct. Shimoga 236
(Raghavendrachar vs Govt)
15

General & Revenue Secretariat.

File No. Law 140 of 1929. [App. F. III–2

Serial No.

From

The Public Prosecutor

Shimoga

Letter no 346, dated 12-10-37

Forwards for the information of Govt a Copy of the Judgment passed in the case.

73) This is a Suit for declaration of the Plaintiff's title to the Suit Schedule property and for injunction. The learned Judge has dismissed the Suit with Costs of the 1st Defendant only, Vide Govt. Ole

74) The Copy of the Judgment is submitted for perusal after which it will be forwarded to the Mugrai Commr for his information and necessary action towards recovery of Costs.

BHR 19.10.37

19/10

Gen. Secy) 20/10/37

BHR 1.11.37

Hon'ble Member)

2/11

Pleader's fee Rs 55/=

3/11 BHR 3.11

Subd with a dft. for approval.

Ordered, after noting the lawyer's fee awarded in the case

BHR 5.11.37

Ordered no. P. 2384, dt 6-11-37

OFFICE OF THE FIRST MEMBER OF COUNCIL
NOV 1 1937
No.....

GENERAL SECRETARY
19 OCT. 1937

5 NOV. 1937 TYPING SECTION GENL. & REV. SECTT.

NOTE—Contn. Sheet

File Register duly B 6-11-37

Civil

Form No. 105

1162, 1163, 1164

CHIEF SECRETARIAT R 450 1 APR 1930 REVENUE BRANCH.

4773 P/K

CHIEF SECRETARY 1 APR. 1930.

From 25th March 1930.

The District Judge, Shimoga Division, Shimoga.

To The Chief Secretary to Government, Bangalore.

Sir,

I have the honor to forward herewith defendant summonses, show cause notices, and Temporary Injunction Summons, in duplicate in Original Suit No.17 of 1929-30 No. of 192x. in the file of this Court and to request that you will be so good as to retain the duplicate and return the original to this Court with due endorsement of service thereon, on or before the date of hearing., viz. 23rd May 1930.

I have the honor to be,

Sir,

Your most obedient servant.

WD 01884—GPB—10,000—12-6-28

B. R. Krishnamachar
by District Judge.

Hearing 23-5-30

IN THE COURT OF THE DISTRICT JUDGE, SHIMOGA.

Original Suit Number 17 of 1929-30.

Sundarabai, minor by guardian Rajacharya and others.
Plaintiffs Vs. Government of Mysore.
Defendant.

To,

The Chief Secretary to Government, Bangalore.

Upon motion made into this Court by Mr. S. Ramachndra Rao, Advocate for the plaintiffs abovenamed, and upon reading the petition of the said plaintiff in this matter filed on the 27th Day of February 1930, supported by an affidavit;

This Court doth order that an injunction be awarded to restrain the defendant abovenamed, his servants, agents and workmen, from interfering with the plaintiffs' enjoyment of the property described in the plaint schedule and mentioned below until the hearing of this suit or until the further order of this Court.

Dated this 25th day of March 1930.

B. R. Krishnamurthy
for District Judge.

Schedule:-

Byranahalli Inam village, Kondajji Hobli, Harihar Sub Taluq, Bounded by Ganganarasi Village on the East; by the river Tunga-Bhadra on the West; by Guttur village on the South; and by Dittur village on the North.

K.R.

3

ppendix F G—1

SUBJECT.....

.....

.....

I

Section Law

File No. 140-29

Serial No.

No. 5386/Sec 1

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The District Judge.

Shimoga.

Date of issue 4.4.30

Signed by M.N.

Sir,

I have the honour to return herewith the Summons and the Show Cause notice, in original, in O.S. 17 of 29-30 on the file of your Court, with due endorsement of service thereon

I have etc

My

Chief Sec'y

List of enclosures.....

Copied by.....

Examined by.....

over

4/4

WD 063—GPB—20,000—1-8-29

4/4

Appendix F G—1

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

Date of issue.....

Signed by.....

List of enclosures.....

Copied by.....

Examined by.....

Section Law

File No.

Serial No.

No. P5335

To

The Public Prosecutor

Shimoga

Sir,

I am directed to forward herewith a copy of the plaint & the affidavit in O.S. 17 of 29-30 (Sundara Rai vs Govt) on the file of the Dt Court, Shimoga, and to request you to oppose the application for the grant of a temporary injunction and get the Cancellation ~~Cancelled~~ granted interim order passed in the ~~matter~~ case.

over

5T

A draft written statement may be prepared ~~under~~ instructions from the D. C. Chickasaw & the Attorney Gen'l ~~in Dungeons~~ and sent ~~Submitted~~ ~~with the~~ to me for approval with the necessary records ~~according to order~~.

Thanks

me

Yr Legal Rep

Boy

4/4 BMK 4/4

b

Appendix F G—1

SUBJECT.....

.....

.....

11

Section Law

File No.

Serial No.

No. 533)

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The Munsarai Com^r in mysore

~~The Deputy Com^r Chitaldrug.~~

Date of issue. 4.3.30

Signed by. M.K.S.

Sir,

I am directed to forward herewith ~~for~~ a copy of the ad interim order passed by the District Judge, Shimoga in O.S. 17 of 29-30 (Sundara Bai & Govt) prohibiting the Govt from interfering with the plaintiffs enjoyment of the Byranahalli inam

List of enclosures.....

Copied by.....

Examined by.....

over

WD068—GPB—20,000—1-8-29

village in Kaimosi Sub-location and to

~~to request you to issue~~

~~necessary instructions in~~

~~The matter so that~~

~~the said~~ accordance with

~~the order of the Court may be given effect to.~~

State that the Public Prosecutor,

Shinoya, has been instructed

to appear in the case and

~~for the temporary~~ ~~before the~~ set aside interim order

Cancelled. Until the order

is thus cancelled it

of the Court has to be given

effect and I am to request

that necessary instructions

may be immediately issued

in the matter to the ~~said~~

subordinate officers.

I have etc

W

W D-C

Dep

4/4 M 4/4

Copy to the D.C. Chikalony

for necessary action

Pm Pdy.

M 115 4

The Devotees of Hariharesvaraswamy
at Harihar represent that
the inam lands of Byrankalli
~~the~~ in the name of the God
have been ordered to be put
up to ~~sale~~ auction & pray
that the proceedings may be
ordered to be pushed through
as one party is ~~against~~ working
against the conduct of the sale

Recd

24/10
5/4

M.38 1622

(ఖ) పంట నష్టపోయిన రైతులకు ప్రభుత్వం ఇచ్చే పరిహారం (H) కొన్ని
ఎక్కడ నష్టపోయిన రైతులకు ఎంత పరిహారం ఇవ్వాలో నిర్ణయించడానికి
ఒక్కొక్క జిల్లాకు ఒక్కొక్క అధికారిని నియమించడం జరిగింది.
ఈ అధికారులు ఆయా జిల్లాలలో పర్యటించి పంట నష్టపోయిన రైతులకు
ఎంత పరిహారం ఇవ్వాలో నిర్ణయించడానికి ఎన్ని రోజులు పడుతుంది?

(I) (ఖ) ఆయా జిల్లాలకు నియమించిన అధికారులు పరిహారం ఇవ్వవలసిన
రైతుల పేర్లు, వారి పొలం సర్వే నంబర్లు మొదలైన వివరాలు సేకరించడానికి
ఎన్ని రోజులు పడుతుంది? ఆ వివరాలు సేకరించడానికి ఎంత ఖర్చు అవుతుంది?
ఆధారాలతో సహా వివరంగా తెలియజేయండి.

(II) పంట నష్టపోయిన రైతులకు పరిహారం ఇవ్వడానికి ఎన్ని రోజులు పడుతుంది?
ఈ పరిహారం ఇవ్వడానికి ఎంత ఖర్చు అవుతుంది? ఆధారాలతో సహా వివరంగా
తెలియజేయండి.

(III) పంట నష్టపోయిన రైతులకు పరిహారం ఇవ్వడానికి ఎన్ని రోజులు
పడుతుంది? ఎంత ఖర్చు అవుతుంది? ఆధారాలతో సహా వివరంగా
తెలియజేయండి. ఎందుకంటే, ఈ పరిహారం ఇవ్వడానికి ఎన్ని రోజులు
పడుతుందో, ఎంత ఖర్చు అవుతుందో తెలియజేస్తేనే కదా, ఈ పరిహారం
ఇవ్వడానికి ఎంత డబ్బు అవసరమో ఆర్థిక మంత్రిత్వ శాఖ నిర్ణయించగలదు.

POSTS TELEGRAPHS

// 120

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs. A.

Office Stamp.

Handed in at (Office of Origin.) Date 3 Hour 10 Minutes 35 M. Office Instructions Words 27

To CREDIT Reply Paid Chiccadcoog

4548 Reply Paid

4 APR 1930

REVENUE BRANCH

Chesee Bangalore

District judge shimoga granted injunction against possession of inam Khyranahal Sarchar taluk proceedings staying sale tomorrow by assistant

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Bux Bros.—Printers—Cal.—849 (B-101)—20-11-26—40,000 Bks.

G [III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

To Mr. Mott Bird:
Enclosed with compliments
Please note whether
the subject matter of
this telegram is dealt
with in your memorandum
4/4/30

Richmond Watkins/Ps.
Secretary Treasury

M&H/Rawlins
4/4/30

To Mrs. Morgenthau
with compliments
to Kind
compliments

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Read at 4:30 PM

246
1930.

Law 7-30-1

14

N. SESHA SASTRI, Esq., B.A., B.L.,
PUBLIC PROSECUTOR, SHIMOGA DIVISION.

SHIMOGA.

Date 11—7—1930.

Camp Davanagere

To
Law
13

The Secretary to Government
Law department Bangalore

Sir,

I have the honor to forward separately by registered post the entire records connected with O.S 17/29-30 Sundarabai vs Government District Court Shimoga. The draft written statement will be sent tomorrow direct from Shimoga. I request you to kindly go through the same and, after approval, return it with the records. The date for the filing of the written statement is 4.8.30.

I have the honor to be,
Sir
Your most obedient servant
N. Seshasastri
Public Prosecutor
Shimoga Dn

299
17

No 16
Encl. 2

SHIMOGA,

Dated 12th July 1930.
14

From

N. SESHA SASTRI, ESQ., B.A., B.L.,
Public Prosecutor,
SHIMOGA DIVISION.

To

The Secretary to Government,
Law Department,
BANGALORE.

Sir,

Re: O.S. 17/29-30, District Judge's Court, Shimoga
(Sundara Bai VS. Government)
***

With reference to your No. P. 5339/Law dated 4th April 1930 forwarding plaint copy and the duplicate summons in the above case, I have the honor to forward herewith a draft of the written statement to be filed in the case. The connected records of the District Office/Chitaldroog have been despatched to you by registered post yesterday from Davanagere Camp. If the draft is approved, the fair may be got prepared, got signed by the Chief Secretary to Government and sent over here to be filed in Court. The case is for hearing on 4-8-1930 to file the written statement.

The copy of plaint and affidavit sent with the letter under reference is herewith forwarded for reference and return.

I have the honor to be,
Sir,
Your most obedient servant,
N.S. Krishna murthi
for Public Prosecutor.
Shimoga Division.

IN THE COURT OF THE DISTRICT JUDGE, SHIMOGA DIVISION.

O.S. 17/29-30.

Plaintiffs:-

1. Sundara Bai
2. Raghavendrachar.
3. Narasimhamoorthiachar.

VS.

Defendant:-

Government.

Draft written statement.

The defendant begs to state as follows under O. 8 R.1 C.P.C :-

1. That the defendant puts the plaintiffs to the proof of the allegations of relationship made in paras 2 and 3 of the plaint and the genealogical trees A, B, & C referred to therein.

2. That the defendant also puts the plaintiffs to the proof of the allegations regarding the origin of the grant to the ancestor of the 1st plaintiff contained in para 3 of the plaint and the allegation made in para 4 of the plaint about the alleged mulgeni right in favour of plaintiffs 2 and 3.

3. That whatever may be the nature of the grant in favour of the grantee Kolhal Narasimhachar and of his descendant Lakshmi Bai, the question was finally set at rest after due enquiry by the Inam commission which was organised in 1867-1868 to enquire into the validity of all claims to hold lands on favourable terms; and it was held by them that the inam in question was Devadaya inam granted to Harihareswara Swami temple of Harihar for rendering purana service in the temple, the right of Lakshmi Bai to render service being no doubt recognised. The only remedy open to the party aggrieve-d by the settlement made by the Inam Commissioner is an appeal to Government under rule XXII of the rules

rules framed for the guidance of the Inam Commissioner and ~~it is not competent for any judicial courts and the Province to~~ the jurisdiction of civil courts is barred to question the validity of ~~his~~ the Inam settlement under rule XXI of the said rules. The record of the Inam Commissioner shows even up to this day that the Inam is Devadaya, the name of the inamdar being Harihareswaradevaru and the condition of the grant being reading puranas in the temple. The question of the nature of the Inam Tenure is concluded as between the plaintiffs and the defendant so long as the same has not been got altered by the plaintiffs by proper remedy open to ~~them~~ as indicated above. From what has been stated above it ~~is clear~~ that the allegation made in para 6 of the plaint to the effect that the inam is not devadaya but that it is a personal and heritable inam is not true as also the allegation made in para 5 of the plaint that the imposition of a quit-rent of Rs 12/- is tant-amount to a recognition by Government of the alleged alienation of the inam by way of Mulgeni and enfranchising the inam. It is a cardinal rule concerning devadaya inam that it cannot at all be enfranchised and that any person rendering service in the temple who alienates the same will be deprived of his right of service though it may be hereditary and the temple land which he ~~has alienated~~ will be restored to the temple. Any allegations made in paras 5, 6 & 7 of the plaint regarding the nature incidents etc., of the inam contrary to what is stated in this para are not true. The orders referred to in para 6 of the plaint do not support the contention of the plaintiffs regarding the nature, incidents etc., of the Inam.

quit

quit

It

4. It is not true as stated in para 8 of the plaint that Government merely attempted to take ~~position~~ possession of the Inam land from one Srinivasacharya in 1880 but they actually resumed the inam in 1881 as Purana service was not being performed. Government however cancelled the resumption of the village and confirmed the inam to the Pagoda (Harihareswara swami) on 14-3-1882. Any allegation contrary to this made in the above-said para 8 of the plaint is not true.

5. It is false that the local muzrai officers were instigated by the enemies of the plaintiffs as alleged in para 9 of the plaint; on the other hand as soon as they came to know of the unauthorized alienation (mulgeni) of the temple inam it was their duty to take action under muzrai rules and they did so by starting proceedings in accordance with law. The proceedings finally terminated in the orders of Government in G.O. No. 33/Muz. 200-27-4 dated 9th July 1928 and Muz. Mis. ap No. 15 of 1928-29 in both of which it was decided that the inam land should be leased out on behalf of the temple and a suitable person employed for rendering the purana service paying him reasonable monthly remuneration from the income of the temple including the annual gutta of the village. The said orders are quite in accordance with law and based on proved and admitted facts and cannot therefore be set aside. The admitted alienation by way of mulgeni in 1863 by the family of Kolahal Narasimhachar is an act by which it has strictly forfeited its claim to any consideration in respect of its hereditary right to perform the purana - service.

6. It is not true that no notice according to law is given to the plaintiffs before attempting to oust them from the ~~permission~~ possession of the suit inam lands

21

land. Due notice has been given and the plaintiffs have been aware of all the proceedings which are being taken strictly according to law by the defendant's officers.

The allegation of adverse possession by plaintiffs 2 & 3 against the 1st. plaintiff and the defendant is neither true nor tenable. The said alienation being admittedly made subsequent to 1853 cannot create any valid title to the land in favour of plaintiffs 2 & 3. The possession of the plaintiffs 2 & 3 can only be said to be undisturbed subsequent to 1882 as is clear from para 4 of this written statement. As the right of permanent occupancy cannot be created by one who is not an owner and as the same is claimed as having been obtained from Lakshmi Bai who was not the owner, there can be no adverse possession in this case and nothing prevents the Government from taking possession of the Inam village from the plaintiffs and leasing it out to the best advantage of the Temple. (8) The alleged improvement of the land by spending four or five thousand rupees is not admitted and must be strictly proved. Even assuming that any amount was spent for this purpose by the plaintiffs, the defendant is not bound to make good the same.

9. All the other allegations made in the plaint contrary to this written statement and not herein expressly admitted are not true.

10) The Suit is barred under sec 40 of Reg VII of 1927

9 For the foregoing reasons the plaintiffs 2 & 3 are not entitled to the declaration and injunction prayed for.

The defendant therefore prays that this Hon. Court may be pleased to dismiss the suit with costs.

Chief Secretary. to Government

I solemnly affirm that what is stated above is true to the best of my information as gathered from the record and believed to be true.

Place
Date

Chief Secretary to Government.

22

[redacted]—1

SUBJECT [redacted]

[redacted]

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 192

Date of issue 24/7/30

Signed by

List of enclosures.....

Copied by

Examined by [redacted]

[redacted] Insane

File No. 1110 - 29

Serial No. 6

No. 1604 Revenue + Encls 3

To

The Public Prosecutor

Shimoga.

Sir,

O.S. 17 of 29-30, District Judge's Court, Shimoga, (Sundarabai etc. vs Govt).

With reference to your letter No: 16 dated 14th July 1930 forwarding a draft written statement in the above case, I have the honour to forward herewith the statement revised, duly fairied and signed by the chief secretary, for being filed in Court on 4th August 1930.

The records sent with your letter are also herewith

over

D[redacted]—GPB—20,000—1.8—[redacted]

returned. Two extra copies of the written statement are enclosed for your reference.

Yours etc.

M'

Legal Asst.

MMP
24/7

Copy Records + Enclosures 9 24 7 30

The Public Prosecuter,

Shimoga Division.

O.S.17 of 29-30 District Judge's Court,
Shimoga, (Sundara Bai etc., Vs. Govt.)

With reference to your letter No.16 dated 14th July 1930 forwarding a draft written statement in the above case, I have the honor to forward herewith the statement duly revised faired and signed by the Chief Secretary, for being filed in Court on 4th August 1930.

Therecords sent with your letter are herewith returned. Two extra copies of the written statement are enclosed for your refernce.

I have the honour to be,

Sir,

Your most obedient servant,

For Legal Remembrancer &
Secretary to Govt.,
Law Department.

TD

IN THE COURT OF THE DISTRICT JUDGE, 25

SHIMOGA DIVISION.

O.S. 17/29-30.

Plaintiffs:-

1. Sundara Bai.

2. Raghavendrachar.

3. Narasimhamoorthiachar.

Vs.

Defendant:-

Government.

~~Draft Written Statement.~~

The defendant begs to state as follows under O.8 R.1 C.P.C.:-

1. That the defendant puts the plaintiffs to the proof of the allegations of relationship made in paras 2 and 3 of the plaint and the genealogical trees A,B, & C referredto therein.

2. That the defendant also puts the plaintiffs to the proof of the allegations regarding the origin of the grant to the ancestor of the 1st plaintiff contained in para 3 of the plaint and the allegation made in para 4 of the plaint about the alleged mulgeni right in favour of plaintiffs 2 & and 3.

3. That whatever may be the nature of the grant in favour of the grantee Kolhal Narasimhachar and of his descendant Lakshmi Bai, the question was finally set at rest after due enquiry by the Inam commission which was organised in 1867-1868 to enquire into the validity of all claims to hold lands on favourable terms; and it was held by them that the inam in question was Devadaya inam granted to Mariharaswara Swami temple of Harihar for rendering purana service in the temple, the right of Lakshmi Bai to render service being no doubt recognised. The only remedy open to the party aggrieved by the settlement made by the Inam Commissioner is an appeal to Government under rule -

XXII of the rules framed for the guidance of the Inam Commissioner and the jurisdiction of Civil Courts to question the validity of the Inam settlement is barred under rule XXI of the said rules. The allegation made in para 6 of the plaint to the effect that the inam is not devadaya but that it is a personal and heritable inam is not true as also the allegation made in para 5 of the plaint that the imposition of a quit rent of Rs.12/- is tant amount to a recognition by Government of the alleged alienation of the inam by way of Mulgeni and enfranchising the inam. Any allegations made in paras 5,6 and 7 of the plaint regarding the nature incidents etc., of the inam contrary to what is stated in this para are not rue. The orders referred to in para 6 of the plaint do not support the contention of the plaintiff regarding the nature, incidents etc., of the inam..

4. It is not true as stated in para 8 of the plaint that Government merely attempted to take possession of the inam land from one Srinivasacharya in 1880 but they actually resumed the inam in 1881 as Purana service was not being performed. Government however cancelled the resumption of the village and confirmed the inamto the Pagoda (Harihareswara swami) on 14-3-1882. Any allegation contrary to this made in the above said para 8 of the plaint is not true.

5. It is false that the local muzrai officers were instigated by the enemies of the plaintiffs as alleged in para 9 of the plaint; on the other hand as soon as they came to know of the x unauthorized alienation (mulgeni) of the temple inam it was their duty to take action under muzrai rules and they did so by starting proceedings in accordance with law. The proceedings finally terminated in the orders of Government in G.O.No.33/Muz. 200-27-4 dated

47

9th July 1928 and Muz.Mis.ap No. 15 of 1928-29 in both of which it was decided that the inam land should be leased out on behalf of the temple and a suitable person employed for rendering the purana service paying him reasonable monthly remuneration from the income of the temple including the annual gutta of the village. The said orders are quite in accordance with law and based on proved and admitted facts and cannot therefore be set aside. The admitted alienation by way of mulgeni in 1863 by the family of Kolahal Narasimhachar is an act by which it has strictly forfeited its claim to any consideration in respect of its hereditary right to perform the purana service.

6. It is not rrue that no notice according to law is given to the plaintiffs before attempting to oust them from the possession of the suit inam lands. Due notice has been given and the plaintiffs have been aware of all the proceedings which are being taken strictly according to law by the defendant's officers.

7. The allegation of adverse possessionby plaintiffs 2 and 3 against the 1st plaintiff and the defendant is neither true nor tenable.There can be no adverse possession in this case and nothing prevents the Government from taking possession of the Inam village from the plaintiffs and leasing it out to the best advantage of the Temple.

8. The alleged improvement of the land by spending four or five thousand rupees is not admitted and must be strictly proved. Even assuming that any amount was spent for this purpose by the plaintiffs, the defendant is not bound to make good the same.

9. All the other allegations made in the plaint contrary to this written statement and not herein expressly admitted are not true.

28

10. The suit is barred under section 40 of Regulation VII of 1927.

The defendant therefore prays that this Hon'ble Court may be pleased to dismiss the suit with costs.

CHIEF SECRETARY TO GOVERNMENT.

solemnly affirm that what is stated above is true to the best of my information as gathered from the record and believed to be true.

CHIEF SECRETARY TO GOVERNMENT.

Bangalore,

Dated,

73 - P 0-

OFFICE OF THE PUBLIC PROSECUTOR,
SHIMOGA DIVISION.

No. 81
Encl.

DATED, SHIMOGA THE 4th Aug. 29 1930.

From

N. SESHA SASTRI, ESQ., B. A., B. L.,
PUBLIC PROSECUTOR,
SHIMOGA DIVISION.

To

The Secretary to Government,
Law Department,
BANGALORE.

Sir,

Re: O.S. 17/29-30, District Judge's court, Shimoga.
(Sundara Rai VS Government.)
***

I have the honor to acknowledge the receipt of your letter No. P. 604 dated 24-7-30 together with its enclosures and to state that the written statement in the above case was filed to-day and that the case stands adjourned to 22-8-30 for the plaintiff's reply.

I have the honor to be,
Sir,
Your most obedient servant,

N. S. Krishna murthy

For Public Prosecutor,
Shimoga Division.

4602/P/30

OFFICE OF THE PUBLIC PROSECUTOR,
SHIMOGA DIVISION.

No. 526.
Encl. one.

DATED. SHIMOGA THE 21st March 1931.

From

N. SESHA SASTRI, Esq., B. A., B. L.,
PUBLIC PROSECUTOR,
SHIMOGA DIVISION.

To

The Secretary to Government,
Law Department,
Bangalore.

Sir,

Re; O.S. 17/29-30, District Judge's Court, Shimoga.
(Sundara Bai Vs Government)

In continuation of my letter No. 394 dated 14-1-31 on the above subject, I have the honour to state that issues were framed on 2-2-31. A certified copy of the same is herein enclosed, as required by Rule 97 of the Rules for the conduct of the Legal Affairs of Government. The case is adjourned to 16-6-31 for arguments on issues of Law and the plaintiff's application for temporary injuction .

I have the honour to be,
Sir,
Your most obedient servant,
N. Rishasastri
Public Prosecutor,
Shimoga Division.

TWO ANNAS

GOVERNMENT OF MYSORE

ಎರಡು ಆಣೆ 3

In the Court of the District Judge

Shimoga Division

Original Suit No: 17 of 1929-30.

Dated the 2nd day of February 1931.

Present:- B.R. Krishnamachar Esq. B.A.B.L.

District Judge

Plaintiffs - 1. Sundara Bay; minor

by next friend Raja

char.

(2) Raghavendrachar.

(3) Narasimhamurthi

Achar.

Defendants - Government of Mysore.

1. Issues:- Is the relation-ship of plaintiffs

1-2 and 3 alleged in para two

and schedules A and B of the

plaint true?

2 Are the grants in favour

of first plaintiff's ancestor

(Kolhal Narasimhachar) and the

the Mulgeni in favour of the ancestors of plaintiffs 2 and 3 (Krishnachar and Kalle Narasimhachar) alleged in paras 3 and 4 of the plaint true?

(3) Did the Inam Commission decide that the suit Inam village (Byranahally) was Devadaya Inam granted to Hariharcheswara-swamy temple of Harihar for rendering Purana Service in the temple? and, Have Civil Courts no jurisdiction to question the validity of the Inam settlement?

(4) Or, is it a personal and heritable Inam, given to the original grantee, as

TWO ANNAS
ಎರಡು ಆಣೆ
GOVT OF MYSORE

as alleged by the plaintiff?

(5) (a) What is the legal effect of the several orders of Government referred to in paras 5 - 6 - 7 and 8 of the plaint?

(b) Did they confer on Lakshmi-bayee a right to perform Purana Service in the temple and to enjoy the Inam in perpetuity subject to payment of Quit-rent of 12 Rupees per year?

(c) Did the levy of Quit-rent at the time of Inam settlement render the Inam perpetual to the grantee, with full powers of alienation and absolute powers of disposal?

(d)

TWO ANNAS
GOVT OF MYSORE
ಎರಡು ಆಣೆ

(d) Have the Government no rights to interfere with the possession and enjoyment of the Inam so long as arrangements are made for the reading of Purana in the temple?

(6) Is the Muchalgeni in favour of the ancestors of plaintiffs 2 and 3 by the ancestors of first plaintiff in 1863 an 'Unauthorized alienation'? and Is the order of Government (G.O. No: 33/Muz 200-27-4 dated 9th July 1928 and Muz: Misc. Appeal No: 15 of 1928-29) to resume the Inam and to lease out the village on behalf of the temple, employing a suitable person

person to render Purana service, legal and justifiable?

(7) Was due Notice given to the plaintiffs before attempting to oust them from possession of the Inam village?

(8) Have plffs 2 and 3 acquired, by adverse possession, a perfect title to the Suit Inam village as against first plff on the one hand and the Govt on the other? and

Is the plea of adverse possession not tenable?

(9) Is the Suit barred under Section 40 of Regn No VII of 1927.?

(10) To what relief are the plaintiffs entitled.

(Sd) B R Krishnamachar

2. 2. 1931 District Judge

Shimoga Dn.

'True Copy'

M Kader Khan

Head Record Keeper

36

Copy applied for on the	Applicant told to appear on the	Applicant appeared on the	Copying stopped for want of copying sheets on the	Additional copying sheets supplied on the
16/2/31	2/3	2/3/31	12/3/31	15/3

Copy ready on the	Copy delivered on the	Copied by	Examined by
12/3/31	17/3/31	S. Siddeshwara Rao	

Appendix F G–1]

37

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 193

Date of issue 24/7/31

Signed by MC Sd

List of enclosures.....

Copied by Ayyah

Examined by.....

Section

File No.

Serial No.

No. 531

To The Pr. Shimoga

Sir,

With reference to your letter no 516 dated 21st March 1931 re: O.S. 17/29-30 on the file of the Dist. Judge Shimoga, (Sundarabai vs Govt). I am directed to enquire as to what happened to the Case on 8.7.31 the date to which the Case was posted for arguments on the issues of law and the Plaintiff's application for temporary injunction

I have the honour to be

Sir

Your most obedient servant

for Ch. Secy.

ISD
24/7

5746 1931

OFFICE OF THE PUBLIC PROSECUTOR.
SHIMOGA DIVISION. 38

No. 29
Encl 1.

DATED. SHIMOGA THE 28th July 1931

From

B. KRISHNA RAO, ESQR., B. A., B. L.,
PUBLIC PROSECUTOR,
SHIMOGA DIVISION.

To

29 JUL 1931

The Chief Secretary
to
The Govt. of H. H. The Maharaja of Mysore
(Law Section)

1000
29-7

Subject O.S. 17/29-30 (Sundara Bai vs Govt.) on the file of District Judge Shimoga.

Sir,

With reference to your No. P 531 Law of 24th July 1931 I have the honour to state that arguments on the plaintiff's application for temporary injunction and legal issues were not heard on 8th July 1931 and the Case stands posted to 11th August for the same purpose

I have the honour to be
Sir
your most obedient Servant.
B. Krishna Rao
Public prosecutor

1668/32

Office of the Public Prosecutor,
Shimoga Division,
Dated Shimoga the 12th September 1932.

No. 100
Encls. 15 Immediate

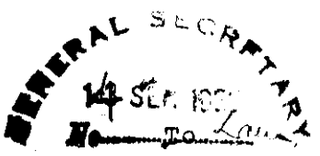
39

From

The Public Prosecutor,

Shimoga Division,

S H I M O G A.



The General secretary to the Government

of Mysore, Bangalore.

Sir,

Subject:- O.S. 17/29-30 on the file of the District Court, Shimoga.(Sundara Bai Vs Government)

The above case relates to the cancellation of the Government order No.33 Muz 200-27-4 dated 9-7-28 and the appellate order passed thereon in Muz Appeal No.15/28-29 regarding the alienation of Inam Bhairanahalli village in Harihar Sub taluk which is an inam village dedicated to the Harihareswaraswamy temple of Harihar and the Inam is granted to the holder for rendering purana service in the temple.

2. The main contentions of the plaintiffs is that the Inam is personal and heritable and that Government has no right to interfere with its enjoyment so long as the purana service is properly performed whereas, the contention on the Government side is that the Inam is not personal and heritable and that it is Devadaya. So that the burden of proving the Devadaya nature of the Inam rests on the Government and the said fact can be proved by the production of a certified copy of the Inam title-deed prepared at the Inam settlement relating to the said Inam village.

3. I find from the page 10 of the quit-rent Register for Devanagare taluk that the title-deed of the said Inam village originally bore No. 24/27 and column 3 shows that titledeed have been issued on 1-1-63 and 18-12-1913. To prove the Inam to be Devadaya certified copies of the abovesaid two titledeeds, old and new, whose numbers are noted above, are necessary for production as documentary evidence on behalf of the Government and I would therefore request you to kindly supply me with them on or before the next hearing date, namely 3rd october 1932 when the case will be proceeded with.

4. Besides, the plaintiffs have relied in support of their claims on certain Government records Viz,(1) Govt. order No.16 D/19-3-69

10

(2) Govt. order No, 76/123-1 dated 1-5-1874

(3) Notice 21-1-1881 & 28-12-1887.

(4) Deputy Commissioner's order 184/dated 26-1-27

(5)Order 721 dated 13-10-1906

(6) Khate Mutation dated 4-10-1876 of the Inam in the name of Srinivasachar after Lakshmi Bai's death

(7) The endorsement of the Govt. dated 19-3-1869 to the effect that mulgeni rights cannot be cancelled by it on the application of Lakshmi Bai.

(8) The order said to have been made on or about 14-3-1882 recognising Srinivasachar's hereditary rights and endorsed on his Inam khate.

5. An issue has been framed in the case as to the legal effect of these various Government orders and as to whether they conferred on Lakshmi Bai a right to perform purana service in the temple and to enjoy the Inam in perpetuity subject to the payment of quitrent of Rs. 12/- per yeaf, so that the inference to be demanded from the effect of the abovesaid orders will have to be legally construed by the court as granting a heritable right to the grantees or not and therefore copies of the above said orders are necessary for me to study the question in all its bearings and to prepare myself for meeting the plaintiff's contentions. Since the abovesaid orders have not yet been exhibited on plaintiff's side and copies could not be obtained in court uptil they are exhibited, I request you to kindly obtain for me copies of the abovesaid orders from the Government Records and send them to me before the next hearing date.

I request you to treat this matter as urgent and return the pleadings herewith sent for your reference.

I have the honour to be,
Sir,
Your most obedient Servant,

B. Krishna Rao

Public Prosecutor.
Shimoga Dn.

Appendix F G—1]

SUBJECT .....

41

Section

File No.

Serial No.

Diary No. of letter replied to .....

No. P 1700 - 01/Genl.1

To

1) The Hon. Commissioner

2) " D. C. Shimoga

Subject: O.S. 17/29-30 - De. case

on the file of the Dist. Court

Shimoga (Sundarbai vs Govt)

Sir,

I am directed to forward herewith Copy of the letter no. 100 dated 12th Sept 1932 received from the Public Prosecutor Shimoga, relating to the above Case and to request that the necessary ~~papers~~ later required by him may kindly be furnished before the next date of Hearing viz 3.10.32.

I have etc

19/9 for Genl — Secy

General and Revenue Secretariat

( )

the 193

Date of issue 20/9/32

Signed by Hon. N. R. J. Rao

List of enclosures .....

Copied by 19/9/32

Examined by .....

WD 71—GBPM—40,000—20-7-31.

P-T 10

42

No. P. 1702/ Estt. (Compd) (letter & file. PP 1-15) 20/9/32

To,

The P.P.x, Shimoga

Sir,

In reply to your letter no: 100 dated 12th Sept. 1932, I am to forward herewith copy of the letter addressed to the Hon'ble as well as to the D.C. Chitaldrug in the matter. I am to state that in all such things, you have to move the D.C. Concerned in the first instance before addressing Govt. so as to avoid all unnecessary delay.

*The enclosures to your letter are herewith returned

Manager

for Dy S.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P. 1700 - 01 Encl Dated, Bangalore 19th Sept. 1932. 43 20

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The D.C. Shimoga.
The Mour Coroner

Sir.

Subject:- O.S.17/29-30 on the file of the District Court Shimoga (Sundara Bai -VS- Government)

S i r,

I am directed to forward herewith copy of the letter No.100 dated 12th September 1932 received from the Public Prosecutor, Shimoga, relating to the above case, and to request that the necessary papers required may kindly be furnished to him before the next date of hearing viz., 3-10-1932.

I have the honour to be,
S i r,
Your most obedient servant,

M Prasad
For General Secretary to Government.

E.T.B.4.

Letter No.100/ dated 12th September 1932, from the Public Prosecutor, Shimoga Division, Shimoga, to the General Secretary to the Government of Mysore, Bangalore.

Subject :- O.S. 17/29-30 on the file of the District Court, Shimoga, (Sundara Bai -VS- Government.

The above case relates to the cancellation of the Government order No.33 Muz.200-27-4 dated 9-7-28 and the appellate order passed thereon in Muz.Appeal No.15/28-29 regarding the alienation of Inam Bhairanahalli Village in Harihar Sub Taluk, which is an inam village dedicated to the Harihareswaraswamy temple of Harihar and the Inam is granted to the holder for rendering purana service in the temple.

2. The main contention of the plaintiffs is that the Inam is personal and herita le and that Government has no right to interfere with its enjoyment so long as the purana service is properly performed, whereas, the contention on the Government side is that the Inam is not personal and heritable and that it is Devadaya. So that, the burden of proving the Devadaya nature of the Inam, rests on the Government and the said fact can be proved by the productic of a certified copy of the Inam title-deed prepared at the Inam settlement relating to the said Inam Village.

3. I find from the page 10 of the quit-rent Register for Devanagare taluk that the title-deed of the said Inam village originally bore No.24/27 and the number of the fresh deed is given as 32/78 and column 3 shows that title-deed have been issued on 1-1-63 and 18-12-1913. To prove t Inam to be devadaya, certified copies of the abovesaid two titledeeds, old and new, whose numbers are noted above, ar necessary for production as documentary evidence on behalf of the Government and I would therefore request you to kindly supply me with them on or before the next hearing date, namely 3rd October 1932, when the case will be proceeded with.

4. Besides, the plaintiffs have relied in support o their claims on certain Government records viz., Governmen order No.16 D/19-3-69.

(2) Govt. Order No.76/123-1 dated 1-5-1874.
(3) Notice 21-1-1881 & 28-12-1887.
(4) Deputy Commissioner's order 184/dated 26-1-27.
(5) Order 721 dated 13-10-1906.
(6) Khate Mutation dated 4-10-1876 of the Inam in the name of Srinivasachar after Lakshmi Bai's death.
(7) The endorsement of the Govt. order dated 19-3-1869 to the effect that mulgeni rights cannot be cancelled by it on the application of Lakshmi Bai.
(8) The order said to have been made on or about 14-3-1882

1082 recognising Srinivasachar's hereditary rights and endorsed on his Inam khate.

5. An issue has been framed in the case as to the legal effect of these various Government orders and as to whether they conferred on Lakshmi Bai a right to perform purana service in the temple and to enjoy the Inam in perpetuity subject to the payment of quitrent of Rs.12/- per year. So that, the inference to be demanded from the effect of the abovesaid orders, will have to be legally construed by the court as granting a heritable right to the grantees or not not and therefore, copies of the above said orders are necessary for me to study the question in all its bearings and to prepare myself for meeting the plaintiff's contentions. Since the abovesaid orders have not yet been exhibited on plaintiff's side and copies could not be obtained in court uptil they are exhibited, I request you to kindly obtain for me copies of the abovesaid orders from the Government Records and send them to me before the next hearing date.

I request you to treat this matter as urgent and return the pleadings herewith sent for your reference.

"Copy"

For General Secretary to Government.

K.M.R.3.
19-9.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P 1702/Encl copy of letter (1 file PP 1-15) Dated, Bongalore, 19th Sept. 1932.

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Public Prosecutor,
Shimoga Division, Shimoga.

Sir,

In reply to your letter No.100 dated 12th September 1932, I am to forward herewith copy of the letter addressed to the Muzrai Commissioner as well as to the Deputy Commissioner, Chitaldrug in the matter. I am to state that in all such things, you have to move the Deputy Commissioner concerned in the first instance before addressing Government as to avoid all unnecessary delay.

I have the honour to be,
S i r,
Your most obedient servant,

For General Secretary to Government.

K.M.R.2.
19-9.

Tel. Address:—Depcom, CHITALDRUG.

In reply please refer
No. A5.880/29-30.
Enclosures.

2705 P 82

OFFICE OF THE DEPUTY COMMISSIONER,
CHITALDRUG DISTRICT.

Dated, Chitaldrug 9th October 193 2

FROM
GENERAL SECRETARY
11 NOV. 193
Law
No
To

M. Seshadri Esquire B.A.,
The Deputy Commissioner,
Chitaldrug District.

H.V.Ranaswami Esquire M.A.,B.L.,
General Secretary to Government,
B A N G A L O R E.

Sir,

With reference to your letter No.P.1700-01 dated 30th September 1932 requesting to furnish the necessary papers to the Public Prosecutor Shimoga in connection with an important Muzrai case on the file of the District court, Shimoga, I have the honor to state that the Government order referred to in the Public Prosecutor's letter are not available either in the office or in the Taluk office. I request that the copies of the marginally noted 4 Government orders may kindly be caused to be furnished from the Central records. These copies are urgently required as the case

Govt: order 16 D. 19-3-69,
" 76-1231, 1-5-1874.
Endorsement of G.O.No.19-3-69.

stands posted to 13th December 1932.

I have the honor to be,
S I R,
Your most obedient servant

M Deshadri

Deputy Commissioner,
~~Chital~~drug District.

Tel. Address:—Depcom.
CHITALDRUG.

In reply, please refer
No. A5 880/29-30.
Enclosures.

28,28

OFFICE OF THE DEPUTY COMMISSIONER,
CHITALDRUG DISTRICT.

Dated, Chitaldrug 16th November 1932

FROM

M. Seshadri Esquire M.A.,
Deputy Commissioner,
Chitaldrug District.

GENERAL SECRETARY
18 NOV 1
No. Pro.

H. V. Ramaswami Esquire M.A.,B.L.,
General Secretary to Government
BANGALORE.

Subject:- O.S.No.17/29-30 on the file of the District Court, Shimoga (Sundarabai VS Government).

Sir,

With reference to your letter No.P.1700-01 dated 20th September 1932 and in continuation of this office letter No.A5.880/29-30 dated 9th November 1932 asking for copies of certain Government orders in connection with the above case, I have the honor to request that copies of the references noted in the accompanying statement may kindly be caused to be sent very early as they are found absolutely necessary to establish the case of Government.

I have the honor to be,
SIR,
Your most obedient servant,

M Seshadri

Deputy Commissioner.

56

Memo of references required for the Secretariat in connection with Muzrai case No.14/29-30 on the file of the District Court, Shimoga.

1. Gazette notification dated 17-11-1877 of Inam rules as per No.266 (Isthihar).

2. G.O.No.12033-27-18-2 dated 27-11-1917.

3. G.O.No.2577-27-18-2 dated 22-2-1919

4. G.O.Appeal No.2/16-17, order copy of Devadaya land in Jigali village in Harihar Sub Taluk.

5. Order No.2101 Muz 187-22-2 dated 18-1-1923

6. G.O.No.4665 dated 25-4-1908.

7. Gazette notification of 1892 regulation No. 1 (copy) dated 3-11-1892 (English) 27-10-1892 (Kanarese) 20-10-1892 G.O. re the above case.

8. Order No.200-27-4 dated 9-7-1928

9. Muz: appeal case of Byranahalli No.15 of 28-29 and order No.33 dated 17-12-1929.

10. G.O.No.3233-42 R.544 dated 26-9-1879 passing orders of withdrawal of devadaya lands to Government.

11. G.O.No.2728-553-11 dated 13-5-1912 (order copy).

12. Appeal filed during 1875-76 by Irani Krishnachar or his son Gururaya and final orders passed in the year 1880 to 85 by Government on the Byranahalli village.

13. G.O.Nos: 16 dated 19-3-1869 and 76-123-1 dated 28-12-1887 and the endorsement dated 14-3-1882.

16/11

51

MOP 3144
Enc 1

5th December 1932.

6

The

The Deputy Commissioner,
Chitaldrug District.

With reference to the correspondence ending with your letter No.15-800/29-30 dated 16th November 1932 regarding copies of certain Government Orders required in connection with O.S.17/29-30 on the file of the District Court, Shimoga (Sundara Bai vs Government) I am directed to enclose herewith a copy of the Government Order No.3233-42/Rev.544 dated 26th September 1879 and to state that it is the only Government Order which can be traceable, as the references in other cases are incomplete.

If the full references are given as to whether the orders are in Muzrai or Revenue cases, further attempt will be made to trace the orders. I am to suggest that Muzrai Commissioner may also be addressed in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

C
for General Secretary to Government.

Proceedings of the Chief Commissioner of Mysore in the Revnue Department - ~~Inam~~ (General). 52

Read -

Shimoga Deputy Commissioner's Rubkari, No.452, dated 10th August 1879.

No. 3233-42/Rev.544, Dated 26th September 1879.

In the case of temples or other religious and charitable -- institutions in which the public are interested and which are not the private property of the Managers, even though originally found by them, failure to keep up the institutions in proper condition should not lead to the resumption of the inams or other public endowments, but to the displacement of the Managers by others who are likely to conduct the institutions in an efficient manner, and such new Managers and the public interested should be called upon to repair the buildings and restore the institutions to a proper condition by means of the public endowments and private contributions where necessary. Any stoppage or reduction of sanctioned expenditure which may be unobjectionable may be sanctioned by the Deputy Commissioner, in view to the savings being appropriated towards the repair of the building. It is only where such arrangements could not be made for restoring the institution to an efficient state or where it is private property, that the inams and other -- endowments made to it by Government should be resumed for failure of service. Such final resumptions should only be made under the sanction of the Chief Commissioner.

2. The case under notice may be disposed of in accordance with the instructions above given. From the extract of the Inam Register submitted, the inam of Narasimha Devaru appears to have been treated as personal. No explanation is given as the circumstances under which it was so treated and how it is now considered liable to resumption for failure of the service. Sufficient details are not also given in regard to the value of the inams and other endowments enjoyed by the institutions under notice.

d. [illegible]angachar Iu

Revenue Secretary.

To

The Deputy Commissioner, Shimoga District, returning the papers received with his Rubkari.
The Deputy Commissioners of other Districts, with reference to para 1.

Also the Commissioners of the Ashtagram and Nagar Divisions for information.

"Copy"

For General Secretary to Govt.

ISD

NSC.2.

Appendix F G—1]

SUBJECT.....

.....

.....

Section

File No.

Serial No.

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 193

Date of issue 6/12/32

Signed by Mrs C. S. Aiya

List of enclosures .....

Copied by ~~DS~~ 5/12/32

Examined by .....

No. P 3144/Ens 1

To The DC Shimoga

Sir

With reference to the Correspondence ending with your letter no. A2-280/1930 dated 16th Nov 1932 re: Copies of certain Govt orders required in Connection with OS. 17/1930 on the file of the Dist. Court, Shimoga (Sundara bai vs Govt) I am directed to enclose herewith a copy of the G.O. no. 3233-42 Rev. dated 26th Sept 1899 and to state that it is the only G.O. that which can be traceable, as the reference in other Cases are incomplete.

I am also to suggest that Mfg. Comm^r may be addressed in the matter

*: If the full references are given as to whether they were are in Revenue Cases, and also further attempt will be made to trace the orders.

1240 P 836

WD 03842—GPB—50,000—18-7-35

55

193

From

The public Prosecutor
Shimoga Division
Shimoga.

To

The General Secretary to the Government of Mysore, Law Section.
Bangalore.

Dated 23.8.36.

Despatched 24.8.36

Received

General No.

No. 93.

Enclosure No.

GENERAL EXCHANGE
25 AUG. 1936

Sir,

Subject:- O.S. No. 17 of 29-30. (Sundra Bai & others Vs Government) On the file of the District Judge, Shimoga. —

With Reference to your letter No. P. 837 Law 140-29 Dated 29/30-7-36, I have the honour to state that the above Suit was filed by three persons and the first plaintiff was a minor at the time of filing the suit. Now that the 1st plaintiff is reported to have attain majority and the other defendants 2 & 3 have filed an application stating

'E'

58

Stating that the 1st plaintiff is not willing to continue the suit and that she may therefore be arranged as a supplemental defendant. On this application service of notice on the 1st plaintiff was ordered. The case was posted to 19.8.36 for services of notice to the 1st plaintiff. Though served with notice she did not appear in Court on 19.8.36 and the case has been adjourned to 14-9-36 for her appearance in order to settle her future position in the suit whether as a plaintiff or as a defendant.

I have the honour to be
Sir,
Your most obedient Servant.

B. Krishna Rao
Public Prosecutor,
Shimoga division.
23.8.36

Subd for perusal

26/8

Sns c
27/8/36

Immediate. 6341/836

WD 08342—GPB—50,000—18-7-35

193

From

The Public Prosecutor
Shimoga Division
Shimoga.

To

The General Secretary to the
Government of Mysore.
Bangalore

Dated 10.6.37

Despatched 10.6.37

Received

General No.

No. 556.

Enclosure No. One vak.
~~Copy of Ch.~~

GENERAL SECRETARY.
11 JUNE 1937

Sir,

I have the honour to inform you that O.S. No 17/29-30 on the file of the District Judge, Shimoga [Rajeswarendra chari & another V.S. Government & Sundra Bai] is posted to 16-6-37 for further Evidence. I request you to kindly get the enclosed vakalat signed by the Chief Secretary and forward to me to be filed in the case. In this case the 1st plaintiff Sundra Bai having attained majority, had applied to the Court to make her a defendant in the case and has filed the further statement. The Copy is enclosed herewith

fvs

for kind reference. The Court has allowed her prayer to continue as defendant in the case.

So far, in this case 9 PWs are examined. No copies of depositions are obtained in this case and I have now applied for copies of the depositions of all the witnesses so far examined.

I shall forward further Report after the date of next hearing. The enclosed copy of statement may kindly be returned to me for reference.

I have the honour to be
Sir,
Your most obedient Servant.

[illegible]
1976
Public Prosecutor
Shimoga Division.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P. 6969 - Gen 2

Dated, Bangalore, 14th June 1937. 59

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Public Prosecutor,
Shimoga.

Sir, Re: O.S.No.17/ 29-30 on the file of the District Judge, Shimoga (Raghavendrachar and another Vs. Government and Sundara Bai.)

I am directed to return herewith duly signed by the Chief Secretary the Vakalat in the above case sent with your letter No.556, dated 10th June 1937.

The copy of the statement filed by Sundarabai in the above case received with your letter under reference is also herewith returned.

I have the honour to be,
Sir,
Your most obedient servant,

For General Secretary to Government.

TSS.

60

Appendix F G—1]

SUBJECT .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 193 .

Date of issue 14/6/37

Signed by [illegible] B.K.R.

List of enclosures.....

Copied by .....

Examined by.....

Section Law

File No. 140-29

Serial No.

No. P. 6969/Ecr 2

To

The P. Pr., Shimoga

Re: O. S. No 17/29-30 on the file of the Dist. Judge, Shimoga (Raghavendra Char & another Vs Govt. and Sundara Bai.)

Sir,

I am directed to return herewith duly signed by the Chief Secy: the Vakalat in the above case sent with your letter no. 556, dated 10-6-37.

The Copy of the Statement in the above case filed by Sundarabai & received with your letter under reference is also herewith returned.

I have etc.

BKR

for Gen'l Secy.

WD 0521—GPB—30,000—12-3-37

247837

[M C 13.]
No. C 325 — 2nd arc
32-33

OFFICE OF THE MUZRAI COMMISSIONER 61
IN MYSORE,

Bangalore, 12th July *1937.*

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore.

To

M. Venkatesa Iyengar, Esq., M.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
General *Department.*

GENERAL SECRETARY'S
13 JULY 1937

SIR,

O.S.17/29-30 on the file of the District Judge, Shimoga.
(Sundara Bai, Raghavendra Rao and another Vs. Government)

Flag 'Y'

With reference to correspondence ending with your letter No.P.1700-01 dated 20th September 1932 directing that necessary papers relating to the above case may be furnished to the Public Prosecutor, Shimoga, &c I have the honor to state that orders were issued to the Deputy Commissioner, Chitaldrug District, to immediately comply with the request of the Public Prosecutor. It is reported that Sundara Bai, the first plaintiff, has since been ordered to be treated as second defendant, on the application made by the other plaintiffs, that 9 witnesses have so far been examined for the plaintiffs and that, the case stands posted to 12-7-1937 and successive days for further evidence. The Deputy Commissioner, in his letter No.A5-O.880/29-30 dated 26th June 1937 (copy enclosed), reported that the Public Prosecutor had asked for an advance to meet the cost of stamps, court costs, batta and other charges, that, as there was no provision in the sanctioned scale of the institution for meeting such costs, he had permitted the Amildar to draw and send Rs 25 to the Public Prosecutor, and requested that a lumpsum of Rs 100 may be sanctioned to meet the expenditure of the suit. In view of the urgency of the matter, I have sanctioned a sum of Rs100 for the purpose, subject to production of detailed accounts for expenditure incurred. The further progress of the suit will be watched and a report submitted in

6

due course.

I have the honor to be,

Sir,

Your most obedient servant,

Ku Chuan Tao Cunl

Muzrai Commissioner.

Letter No.A5-C.880/29-30 dated 26-6-37 from the Deputy Commissioner, Chitaldrug District, to the Muzrai Commissioner in Mysore.

Subject:- O.S.No.17/29-30 on the file of the District Judge, Shimoga, relating to the Bhairanahalli inam village endowed for Purana Service to Sri Harihareswaraswami Temple at Haiihar. 63

In continuation of this office letter of even number dated the 10th instant on the above subject, I have the honor to state that the Public Prosecutor, Shimoga Division, who is appearing in the case, on behalf of Government, has, in his letter to the Amildar, Harihar Sub Taluk, dated the 10th instant, requested payment of Rs 25 towards the cost of copying sheets, stamps etc., for obtaining copies of depositions. The matter being urgent, the Amildar has been instructed to remit the amount after obsering the formalities prescribed in Rule2(3) of the Rules prescribed under the Mysore Religious and Charitable Institutions Regulation.

The Public Prosecutor has further requested in his letter dated the 23rd instant to be furnished with the names of the defendant-witnesses and the amount necessary for their batta etc. He also desires that someone who is well versed with the case might be deputed to Shimoga on the next hearing date, viz., 12th July 1937 to give him instructions in the case. Necessary arrangements have been made.

In the scale of income and expenditure of Sri Harihareswaraswami temple, sanctioned in your order No.D1 Dis.134/1932-33 dated 5/10th January 1933, no provision has been made for "COURT COSTS" and similar items of expenditure.

I request, therefore, that a lumpsum amount of Rs100 may kindly be sanctioned out of the balance of the institution (viz., Rs879-8-0 on 31st May 1937) for meeting stamp and court costs, batta chagrges and similar other items of expenditure connected with the case.

Copies of the Public Prosecutor's letters under reference dated 10th and 23rd instant are enclosed for perusal.

"COPY"

M. N. Bhandhury.

For Muzrai Commissioner.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P 837 Law 140-29-30 Dated, Bangalore, 29th July 1936.

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Public Prosecutor,
Shimoga District, Shimoga.

Sir,

I am directed to invite reference to your Progress report in O.S.No.17/29-30 on the file of the District Judge, Shimoga (Sundra Bai Vs. Government) sent with letter No.32 dated 18th July 1936 which states that the case has been adjourned to 12th August 1936 for service of notice to the 1st plaintiff and to enquire what this notice to plaintiff is.

I have the honour to be,
Sir,
Your most obedient servant,

For General Secretary to Government.

29/7/36

TSS

65

Appendix F G—1]

SUBJECT.....

.....

.....

Section Law

File No. 140—29

Serial No.

Diary No. of letter replied to.....

No. P837.

To

The P.P.r, Shimoga.

General and Revenue Secretariat

( )

the *193* .

Sir,

Date of issue 30-7-36

I am directed to invite ~~your kind~~ reference to ~~your~~ ~~letter~~ 17/29-30 on the file ~~the~~ Progress Report in O.S. No. 17/29-30 on the file of the D.C. Judge, Shimoga (Sundra ~~Subbaraya~~ sent with letter No. 32 dt 18-7-36 Bai V. Gowda), ~~in~~ which states that the Case has been adjourned to 12th Aug: '36 for Service of notice to the 1st Plff., and to ~~Regr~~ enquire ~~what~~ what this notice is to Plaintiff ~~is meant~~.

Signed by Mr. N.R.J.

I have etc:

List of enclosures.....

Copied by gm 29/7

Examined by.....

for Gen Secy:

29/7

26/7

WD 08601—GPB—80,000—28-9-35

From 2361/837 P 66

The Prosecutor,
Shimoga Division,
Shimoga.

To

The General Secretary to the
Government of Mysore,
Bangalore.

Dated 12-10-37

No. 346.

Encl. One

Sir,

Subject:- O.S. 17/1929-30 on the file of the District Judge, Shimoga [Rayadevendrachar Vs. Govt].

With reference to my letter No. 289 dated 18-9-37, I have the honour to forward herewith the copy of Judgement and decree passed in the above case and request you to kindly acknowledge the receipt of the same.

I have the honour to be
Sir,
Your most obedient Servant,

Prosecutor,
Shimoga Division,
Shimoga.

GENERAL SECRETARY.
17 OCT. 1937

67

Appendix F G—1]

SUBJECT .....

.....

.....

Section Law

File No. 140-29

Serial No.

Diary No. of letter replied to.....

C No. P 54

To

The P. P.

Shimoga

General and Revenue Secretariat

( )

the *193*

O. S. 17/29-30 on the file of the Dist. Judge, Shimoga (Raghavendrachar vs Govt.)

Date of issue 20/10/37

Sir,

Signed by Asst. B. K. Ramakrishnaiya.

I am directed to acknowledge receipt of the copy of the judgment passed in the above case, sent with your letter no. 346, dated 12-10-37.

I have etc.

BKR

for Gen'l Secy.

The P. P. desires that the receipt of the Judgt. Copy may be acknowledged. Dft. for approval.

19/10

Dhar

BKR

19.10

List of enclosures.....

Copied by .....

Examined by.....

WD 0521—GPB—30,000—12-3-37

Appendix F G—1]

68

SUBJECT .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 193 .

Date of issue 6.11.37

Signed by Mr. BKR.

List of enclosures.....

Copied by .....

Examined by.....

Section Law

File No. 140-29

Serial No.

No. P2384/Secr. 1. (Mofussil Copy)

To

The Munsif Commr

O.S. No 17/29-30 on the file of the Dist. Judge, Shimoga.
(Raghavendrachar and others Vs Govt.)

Sir,

I am directed to forward herewith ~~for your information and necessary~~ a copy of the judgment passed in the above case for your information and necessary action towards Recovery of costs.

I have etc.,

BKR

for Genl Secy.

WD 0521—GPB—30,000—12-3-37